IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 3958 of 2003

Between:

1. Mulla Mahaboob, S/o. Mulla Madar Saheb
   Hereditary Muthawalli, R/o Vengalarao Nagar,
   Kavali, Nellore District.
2. Mulla Abdul Khader, S/o Naib Silar Saheb,
   Hereditary Muthawalli, R/o H.No. 18-7-526/47,
   SRT Colony, Uppuguda, Hyderabad.
3. Mulla Imam Saheb, S/o Dastagiri Sab,
   R/o.11-2-88/5, R/o V.N.Puram,
   Behind V.N.Puram Mosque, Podili, Prakasam District.

..... PETITIONERS

AND

1 The Andhra Pradesh State Wakf Board,

Rep. by its Chief Executive Officer,
Haj House complex, Public Gardens Road,
Nampalli, Hyderabad.

2 Mulla Hussain, S/o Kadar Saheb,
Mauzin Big Mosque, Masjid Tota,
Podili, Prakasam District.

3 Mulla Sharifa, S/o Madar Saheb
R/o Masjid Tota, Podili,
Prakasam District.

4 Mulla Mahaboob Basha, S/o Mujafazar,
R/o Government Quarters, behind M.R.O.Office,
Podili, Prakasam District.

5 Abdul Shukur, S/o Moula Ali,
Petrol Bunk Partner, Rajeswararao Petrol Pump,
R/o N.G.O. Colony, Podili, Prakasam District.
6 Khader Vali, S/o Mohammed Saheb,
R/o Padamtipalem Opposite to Peerlachavidi, General Stores,
Podili, Prakasam District.
7 Khader Mohiuddin S/o Abdul Quader,
R/op China Bus Stand, Small Mosque Complex,
Podili, Prakasam District
8 M.A.Haq, S/o G.Mahaboob
R/o Eastpalem, Podili
Prakasam District.
9 Mulla Khasim S/o Resolgari Mastan
R/o Padamatipalem, Podili,
Prakasam District.
10 Naib Rasool, S/o Md.Ghouse,
R/o Viswanathapuram, Near Nirmala Convent,
Podili, Prakasam District.
11 Sk. Kareem Saheb, S/o Murad Saheb,
R/o P.N.R.Colony, Bestapalem,
Podili, Prakasam District.
12 M.Khuddus, S/o Fakir Ahmed,
R/o Masjid Tota, Podili,
Prakasam District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ order or direction, in the nature of Mandamus, declaring he proceedings of the 1st Respondent herein bearing No.10/PKM/K/02 dt:4-1-2003 constituting Advisory Committee, pending enquiry in respect of Big and Small Mosque, situated at Podili, Prakasam District, consisting of respondents 2 to 12 herein, as being illegal, arbitrary, capricious, mala fide, and violative of principles of natural justice, contrary to record and Sections 18 and 64 of the Wakf Act of 1995.

Counsel for the Petitioners:MRSYED SHAREEF AHMED

Counsel for the Respondent No.1: MR.S.M.SUBHANI (SC FOR AP WAKF BOARD)

Counsel for the Respondent Nos.2 to 12: -

The Court made the following :

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.3958 OF 2003

ORDER:

Sri Syed Shareef Ahmed, learned counsel for the petitioners, has filed a letter dt.1.7.2005 seeking permission of the Court to withdraw the Writ Petition. Permission accorded. The Writ Petition is accordingly dismissed as withdrawn. No costs.

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(V.V.S.RAO, J)

4.7.2005

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To

1 The Chief Executive Officer,

The Andhra Pradesh State Wakf Board,

Haj House complex, Public Gardens Road,
Nampalli, Hyderabad.

2. 2 CD copies.